IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LFG.) NO.2860 OF 2005

All India Scheduled Castes and Schjeduled Tribes Railway Employees Association and another. ... Petitioners

Versus.

Union of India and others. ... Respondents.

Shri D.V.Gangal for the Petitioners.

Shri S.C.Dhawan with Shri T.J.Pandian for Respondent 1 to 3.

Shri G.K.Masand with Shri S.R.Sawant for respondent 4.

Shri Ramsingh for respondent 11.

CORAM : SMT.RANJANA DESAI & ABHAY S. OKA, JJ.

DATED : 9th December, 2005.

P.C.:

1. We have heard Shri Gangal, the learned Counsel appearing for the petitioners. In this petition the petitioners have challenged the order dated 29th November 2005 passed by the Central Administrative Tribunal, Mumbai, in Original Application No.690 of 2005. We find that the Tribunal has directed that "notice be issued to the respondents to file their reply". The Tribunal has merely refused ad-interim relief. Obviously therefore, after replies are filed, the Tribunal is bound to consider the prayer for interim relief. In such a situation no case is made out for interference at this stage. The Tribunal shall consider the prayer for interim relief without being influenced

by the observation made in paragraph 12 of the impugned order and all actions taken in this matter will be subject to further orders that may be passed by the Tribunal. Petition is rejected.

(Smt.Ranjana Desai, J.)

(Abhay S.Oka, J.)